

CASE FILE COPY

AUTH NUMBER: 3602591
DATE PRINTED: 2/13/2002

Form 4130-2a
(February 1999)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

GRAZING PERMIT

ROCK CREEK RANCH
C/O MILLER, GARY
FRENCHGLEN OR 97736

STATE OR
OFFICE 026
AUTH NUMBER 3602591
PREFERENCE CODE 03
DATE PRINTED 02/13/2002
DATE ISSUED
TERM 03/02/2002 TO 02/28/2012

BUREAU OF LAND MANAGEMENT
ANDREWS RA
28910 HWY 20 W
HINES OR 97738

THIS GRAZING PERMIT IS OFFERED TO YOU UNDER 43 CFR PART 4100 BASED ON YOUR RECOGNIZED QUALIFICATIONS. YOU ARE AUTHORIZED TO MAKE GRAZING USE OF LANDS, UNDER THE JURISDICTION OF THE BUREAU OF LAND MANAGEMENT AND COVERED BY THIS PERMIT, UPON YOUR ACCEPTANCE OF THE TERMS AND CONDITIONS OF THIS PERMIT AND PAYMENT OF GRAZING FEES WHEN DUE. CONTACT YOUR LOCAL BLM OFFICE AT 541-573-4400 IF YOU HAVE QUESTIONS.

MANDATORY TERMS AND CONDITIONS

GRAZING SCHEDULE:

ALLOTMENT	PASTURE	LIVESTOCK NUMBER	KIND	GRAZING BEGIN	PERIOD END	%PL	TYPE USE	AUMS
06031 LAVOY TABLES		337	CATTLE	04/01	10/31	100	ACTIVE	2371

OTHER TERMS AND CONDITIONS:

TITLE 43 CFR 4130.8-1(D) STATES A SURCHARGE SHALL BE ADDED TO THE GRAZING FEE BILLING FOR AUTHORIZED LIVESTOCK OWNED BY PERSONS OTHER THAN THE PERMITTEE OR LESSEE EXCEPT WHERE SUCH USE IS MADE BY LIVESTOCK OWNED BY SONS OR DAUGHTERS OF PERMITTEES AND LESSEES AS PROVIDED IN 33 CFR 4130.(F).

THE AREA MANAGER MUST GIVE PRIOR APPROVAL FOR ANY MAINTENANCE OR CONSTRUCTION OF RANGE IMPROVEMENTS OR ANY SURFACE DISTURBING WORK DONE IN THE PORTION OF THE ALLOTMENT WHICH IS IN A WILDERNESS STUDY AREA.

ALLOT NO CONDITIONS

OR 06031 THIS PERMIT IS REISSUED IN ACCORDANCE WITH THE APPROPRIATION ACT, 2001, PL106-291, SECTION 116. THE TERMS AND CONDITIONS CONTAINED IN THE EXPIRING PERMIT SHALL CONTINUE IN EFFECT UNDER THE NEW PERMIT UNTIL COMPLETION OF THE PROCESS IN COMPLIANCE WITH ALL APPLICABLE LAWS AND REGULATIONS (43CFR4180). THIS PERMIT IS SUBJECT TO MODIFICATION, IF NECESSARY, TO ACHIEVE COMPLIANCE WITH THE STANDARDS FOR RANGELAND HEALTH AND GUIDELINES FOR LIVESTOCK GRAZING MANAGEMENT. THIS ALLOTMENT IS SCHEDULED TO BE EVALUATED IN 2003.

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1. THE PAYMENT OF YOUR GRAZING FEES IS DUE ON OR BEFORE THE DUE DATE SPECIFIED IN THE GRAZING BILL. IF YOUR PAYMENT IS NOT RECEIVED WITHIN 15 DAYS OF THE DUE DATE, YOU WILL BE CHARGED A LATE FEE ASSESSMENT OF \$25.00 OR 10 PERCENT OF THE GRAZING BILL, WHICHEVER IS GREATER, NOT TO EXCEED \$250.00. FAILURE TO MAKE PAYMENT WITHIN 30 DAYS OF THE DUE DATE MAY RESULT IN TRESPASS ACTION.
2. TITLE 43 CFR 4130.3-2(D) STATES THAT AN ACTUAL USE RECORD SHALL BE SUBMITTED WITHIN 15 DAYS AFTER COMPLETION OF ANNUAL GRAZING USE.
3. NO SALT WILL BE PERMITTED WITHIN ONE-QUARTER OF A MILE FROM LIVE-STOCK WATER SOURCES AND RIPARIAN MEADOWS.
4. PERMITTEES ARE REQUIRED TO MAINTAIN ALL IMPROVEMENTS AS DIRECTED IN OREGON STATE CRITERIA FOR MAINTAINING RANGE IMPROVEMENTS AS OF DECEMBER 15, 1982.
5. ANY FORAGE AUTHORIZED IN EXCESS OF YOUR PERMITTED USE OR OUTSIDE OF ADJUDICATED SEASON OR NUMBER IS NONRENEWABLE AND DOES NOT ESTABLISH A PRIORITY FOR FUTURE FORAGE ALLOCATION (43 CFR 4110.3-1 (A)).
6. THE AREA MANAGER MUST GIVE PRIOR APPROVAL FOR ANY MAINTENANCE OR CONSTRUCTION OF RANGE IMPROVEMENTS OR ANY SURFACE-DISTURBING WORK DONE IN THE PORTION OF YOUR ALLOTMENT WHICH IS IN A WILDERNESS STUDY AREA (WSA).
7. THIS PERMIT / LEASE IS SUBJECT TO MODIFICATION IF NECESSARY TO ACHIEVE COMPLIANCE WITH THE STANDARDS FOR RANGELAND HEALTH & GUIDELINES FOR LIVESTOCK GRAZING MANAGEMENT (43 CFR 4180).

ALLOTMENT SUMMARY (AUMS)

<u>ALLOTMENT</u>	<u>ACTIVE AUMS</u>	<u>SUSPENDED AUMS</u>	<u>PERMITTED USE</u>
06031 LAVOY TABLES	2373	0	2,373

Standard
Terms and Conditions

1. Grazing permit or lease terms and conditions and the fees charged for grazing use are established in accordance with the provisions of the grazing regulations now or hereafter approved by the Secretary of the Interior.
2. They are subject to cancellation, in whole or in part, at any time because of:
 - a. Noncompliance by the permittee/lessee with rules and regulations.
 - b. Loss of control by the permittee/lessee of all or a part of the property upon which it is based.
 - c. A transfer of grazing preference by the permittee/lessee to another party.
 - d. A decrease in the lands administered by the Bureau of Land Management within the allotment(s) described.
 - e. Repeated willful unauthorized grazing use.
 - f. Loss of qualifications to hold a permit or lease.
3. They are subject to the terms and conditions of allotment management plans if such plans have been prepared. Allotment management plans MUST be incorporated in permits or leases when completed.
4. Those holding permits or leases MUST own or control and be responsible for the management of livestock authorized to graze.
5. The authorized officer may require counting and/or additional or special marking or tagging of the livestock authorized to graze.
6. The permittee's/lessee's grazing case file is available for public inspection as required by the Freedom of Information Act.
7. Grazing permits or leases are subject to the nondiscrimination clauses set forth in Executive Order 11246 of September 24, 1964, as amended. A copy of this order may be obtained from the authorized officer.
8. Livestock grazing use that is different from that authorized by a permit or lease MUST be applied for prior to the grazing period and MUST be filed with and approved by the authorized officer before grazing use can be made.
9. Billing notices are issued which specify fees due. Billing notices, when paid, become a part of the grazing permit or lease. Grazing use cannot be authorized during any period of delinquency in the payment of amounts due, including settlement for unauthorized use.
10. Grazing fee payments are due on the date specified on the billing notice and MUST be paid in full within 15 days of the due date, except as otherwise provided in the grazing permit or lease. If payment is not made within that time frame, a late fee (the greater of \$25 or 10 percent of the amount owed but not more than \$250) will be assessed.
11. No Member of, or Delegate to, Congress or Resident Commissioner, after his/her election of appointment, or either before or after he/she has qualified, and during his/her continuance in office, and no officer, agent, or employee of the Department of the Interior, other than members of Advisory committees appointed in accordance with the Federal Advisory Committee Act (5 U.S.C. App.1) and Sections 309 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.) shall be admitted to any share or part in a permit or lease, or derive any benefit to arise therefrom; and the provision of Section 3741 Revised Statutes (41 U.S.C. 22; 18 U.S.C. Sections 431-433, and 43 CFR Part 7), enter into and form a part of a grazing permit or lease, so far as the same may be applicable.

THIS PERMIT: 1. CONVEYS NO RIGHT, TITLE OR INTEREST HELD BY THE UNITED STATES IN ANY LANDS OR RESOURCES AND 2. IS SUBJECT TO (A) MODIFICATION, SUSPENSION OR CANCELLATION AS PROVIDED BY LAND PLANS AND APPLICABLE LAW; (B) REVIEW AND MODIFICATION OF TERMS AND CONDITIONS AS APPROPRIATE; AND (C) THE TAYLOR GRAZING ACT, AS AMENDED, THE FEDERAL LAND POLICY AND MANAGEMENT ACT, AS AMENDED, THE PUBLIC RANGELANDS IMPROVEMENT ACT, AND THE RULES AND REGULATIONS NOW OR HEREFTER PROMULGATED THEREUNDER BY THE SECRETARY OF THE INTERIOR.

ACCEPTED:

SIGNATURE OF PERMITTEE:

Rock Creek Ranch Inc. By [Signature] DATE: 02-19-02

APPROVED

BLM AUTHORIZED OFFICER:

[Signature] DATE: 2/20/02
Acting Field Manager - Andrews R.A.